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Douglas R. Peterson

Douglas R. Peterson, Reg. No. 53,458

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/729,622
Applicant : Mark E. Deem, Douglas S. Sutton, Hanson S. Gifford III, Bernard H. Andreas, Ronald G. French
Filed : December 5, 2003
Art Unit : 3734
Examiner : Michael T. Andersen
Title : OBESITY TREATMENT TOOLS AND METHODS

Docket No.: : SATTY 69233
Customer No. : 24201

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

The documents listed on the enclosed Form PTO/SB/08a have come to the attention of Applicants and are submitted to the Office under 37 C.F.R. § 1.97(c) (2). A copy of each of the listed foreign documents and articles is enclosed.

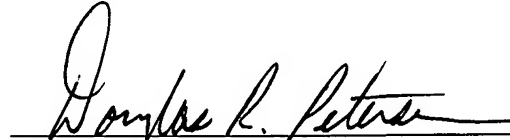
10/16/2006 WABDELRI 00000045 10729622
01 FC:1806 180.00 DP

The petition fee set forth in 37 C.F.R. § 1.17(p) of \$180 is enclosed. Please charge any deficiency in fees or credit any overpayment to our Deposit Account No. 06-2425. A duplicate copy of this letter is enclosed.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

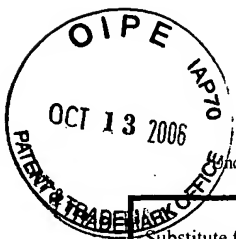
By:



Douglas R. Peterson

Registration No. 53,458

Howard Hughes Center
6060 Center Drive, Tenth Floor
Los Angeles, CA 90045
Telephone: (310) 824-5555
Facsimile: (310) 824-9696
Customer No. 24201
142929.1



Substitute for form 1449A/PTO				Complete if Known				
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Application Number	10/729,622			
				Filing Date	December 5, 2003			
				First Named Inventor	Deem et al.			
				Art Unit	3734			
				Examiner Name	Michael T. Andersen			
Sheet	1	of	20	Attorney Docket Number	SATTY-69233			
U.S. PATENT DOCUMENTS								
Examiner Initials*	Cite No ¹	Document Number Number Kind Code ² (if known)		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
		2,108,206		02-15-1938	Meeker			
		2,508,690		07-13-1948	Schmerl			
		3,372,443		02-16-1967	D. J. Daddona Jr.			
		3,395,710		08-06-1968	Stratton et al.			
		3,986,493		10-19-1976	Hendren, III			
		4,057,065		11-08-1977	Thow			
		4,063,561		12-20-1977	McKenna			
		4,133,315		01-09-1997	Berman et al.			
		4,134,405		01-16-1979	Smit			
		4,198,982		04-22-2980	Fortner et al..			
		4,246,893		01-27-1981	Berson			
		4,258,705		03-31-1981	Sorensen et al.			
		4,315,509		02-16-1982	Smit			
		4,343,066		08-19-1982	Lance			
		4,416,267		11-22-1983	Garren et al.			
		4,458,681		07-10-1984	Hopkins			
		4,485,805		12-04-1984	Foster, Jr.			
		4,501,264		02-26-1985	Rockey			
		4,558,699		12-17-1985	Bashour			
		4,592,339		06-03-1986	Kuzmak et al.			
		4,592,354		06-03-1986	Rothfuss			
		4,598,699		07-08-1986	Garren et al.			
		4,607,618		08-26-1986	Angelchik			
FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No ¹	Foreign Patent Document Office ³ Number ⁴ Kind ⁵ (if known)			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T ⁶
		WO	1994/18893	A1	09-01-1994	Fitton et al.		
		WO	1999/17662	A1	04-15-1999	Wilson-Cook Medical		
		WO	2000/32137	A1	06-08-2000	Dua et al.		
		WO	2000/48656	A1	08-24-2000	Boston Scientific Corp.		
		WO	2001/66018	A1	09-13-2001	C.R. Bard Inc.		
Examiner Signature					Date Considered			

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		Number	Kind Code ² (if known)						
		4,636,205		01-13-1987	Steer				
		4,641,653		02-10-1987	Rockey				
		4,643,169		02-17-1987	Koss et al.				
		4,646,722		03-03-1987	Silverstein et al.				
		4,648,383		03-10-1987	Angelchik				
		4,671,287		06-09-1987	Fiddian-Green				
		4,694,827		09-22-1987	Weiner et al.				
		4,716,900		01-05-1988	Ravo et al.				
		4,723,547		02-09-1988	Kullas et al.				
		4,739,758		04-26-1988	Lai et al.				
		4,744,363		05-17-1988	Hasson				
		4,773,393		09-27-1988	Haber et al.				
		4,803,985		02-14-1989	Hill				
		4,899,747		02-13-1990	Garren et al.				
		4,905,693		03-06-1990	Ravo				
		4,925,446		05-15-1990	Garay et al.				
		4,927,428		05-22-1990	Richards				
		4,969,474		11-13-1990	Schwarz				
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		Office ³	Number ⁴	Kind ⁵ (if known)					
		WO	2001/67964	A2	09-20-2001	Medigus Ltd.			
		WO	2002/35980	A2	05-10-2002	Satiety, Inc.			
		WO	2002/071951	A1	09-19-2002	Alvarez			
		WO	2002/091961	A1	11-21-2002	Hashiba et al.			
		WO	2003/017882	A2	03-06-2003	Synecor, LLC			
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		Number	Kind Code ² (if known)					
		5,059,193		10-22-1991	Kuslich			
		5,080,663		01-14-1992	Mills et al.			
		5,084,061		01-28-1992	Gau et al.			
		5,112,310		05-12-1992	Grobe			
		5,129,915		07-14-1992	Cantenys			
		5,171,233		12-15-1992	Amplatz et al.			
		5,197,649		03-30-1993	Bessler et al.			
		5,220,928		06-22-1993	Odds et al.			
		5,226,429		07-13-1993	Kuzmak			
		5,234,454		08-10-1993	Bangs			
		5,246,456		09-21-1993	Wilkinson			
		5,250,058		10-05-1993	Miller et al.			
		5,254,126		10-19-1993	Filipi et al.			
		5,259,366		11-09-1993	Reydel et al.			
		5,259,399		11-09-1993	Brown			
		5,261,920		11-16-1993	Main et al.			
		5,263,629		11-23-1993	Trumbull et al.			
		5,297,536		03-29-1994	Wilk			
		5,301,658		04-12-1994	Zhu et al.			
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		Office ³	Number ⁴	Kind ⁵ (if known)				
		WO	2003/078721	A2	09-25-2003	Sauer		
		WO	2003/086247	A1	10-23-2003	Stack et al.		
		WO	2003/088844	A1	10-30-2003	Zubik et al.		
		WO	2003/094785	A1	11-20-2003	Egan		
		WO	2003/099140	A1	12-04-2003	Kraemer et al.		
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		Number	Kind Code ² (if known)						
		5,306,300		04-26-1994	Berry				
		5,309,896		05-10-1994	Moll et al.				
		5,309,927		05/10/1994	Welch				
		5,331,975		07-26-1994	Bonutti				
		5,334,209		08-02-1994	Yoon				
		5,334,210		08-02-1994	Gianturco				
		5,346,501		09-13-1994	Regula et al.				
		5,376,095		12-27-1994	Ortiz				
		5,403,312		04-04-1995	Yates et al.				
		5,411,508		05-02-1995	Bessler et al.				
		5,433,721		07-18-1995	Hooven et al.				
		5,449,368		09-12-1995	Kuzmak				
		5,452,837		09-26-1995	Williamson, IV et al.				
		5,458,131		10-17-1995	Wilk				
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		Office ³	Number ⁴	Kind ⁵ (if known)					
		WO	2004/009269	A2	01-29-2004	Craig et al.			
		WO	2004/014237	A1	02-19-2004	Gannoe et al.			
		WO	2004/017863	A2	03-04-2004	Bessler			
		WO	2004/019787	A2	03-11-2004	Devries et al.			
		WO	2004/019826	A1	03-11-2004	Cartledge et al.			
		WO	2004/037064	A2	05-06-2004	Satiety, Inc.			
		WO	2004/049911	A2	06-17-2004	Hickle			
		WO	2004/058102	A2	07-15-2004	Imran			
		WO	2004/060150	A1	07-22-2004	Smith et al.			
		WO	2004/087014	A2	10-14-2004	GI Dynamics, Inc.			
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		Number	Kind Code ² (if known)					
		5,465,894		11-14-1995	Clark et al.			
		5,467,911		11-21-1995	Tsuruta et al.			
		5,486,183		01-23-1996	Middleman et al.			
		5,489,058		02-06-1996	Plyley et al.			
		5,503,635		04-02-1996	Sauer et al.			
		5,535,935		07-16-1996	Vidal et al.			
		5,542,949		08-06-1996	Yoon			
		5,555,898		09-17-1996	Suzuki et al.			
		5,558,665		09-24-1996	Kieturakis			
		5,577,654		11-26-1996	Bishop			
		5,578,044		11-26-1996	Gordon et al.			
		5,588,579		12-31-1996	Schnut et al.			
		5,601,604		02-11-1997	Vincent			
		5,603,443		02-18-1997	Clark et al.			
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		WO	2004/103189	A1	12-02-2004	Gambale et al.		
		WO	2005/023118	A1	03-17-2005	Garza Alvarez		
		WO	2005/037152	A1	04-28-2005	Stack et al.		
		WO	2005/058239	A2	06-30-2005	Saadat et al.		
		WO	2005/060882	A1	07-07-2005	Meade et al.		
		WO	2006/078781	A1	07-27-2006	Levine et al.		
		EP	0 137 878	A1	04-24-1985	Garren et al.		
		EP	0 246 999	A1	11-25-1987	Omikron Scientific Ltd.		
		EP	0 540 010	A2	05-05-1993	Bessler et al.		
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		5,639,008		06-17-1997	Gallagher et al.			
		5,649,937		07-22-1997	Bito et al.			
		5,662,664		09-02-1997	Gordon et al.			
		5,662,667		09-02-1997	Knodel			
		5,667,520		09-16-1997	Bonutti			
		5,676,659		10-14-1997	McGurk			
		5,685,868		11-11-1997	Lundquist			
		5,697,943		12-16-1997	Sauer et al.			
		5,707,382		01-13-1998	Sierocuk et al.			
		5,735,848		04-07-1998	Yates et al.			
		5,766,216		06-16-1998	Gangal et al.			
		5,776,054		07-07-1998	Bobra			
		5,788,715		08-04-1998	Watson, Jr. et al.			
		5,797,931		08-25-1998	Bito et al.			
		5,810,855		09-22-1998	Rayburn et al.			
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		JP	63277063	A	11-15-1988	Olympus Optical Co Ltd		
		JP	63279854		11-16-1988	Olympus Optical Co Ltd		
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				Application Number	10/729,622			
Sheet		7	of	20	Filing Date	December 5, 2003		
					First Named Inventor	Deem et al.		
					Art Unit	3734		
					Examiner Name	Michael T. Andersen		
					Attorney Docket Number	SATTY-69233		
U.S. PATENT DOCUMENTS								
Examiner Initials*	Cite No ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
		Number	Kind Code ² (if known)					
		5,816,471		10-06-1998	Plyley et al.			
		5,820,584		10-13-1998	Crabb			
		5,833,690		11-10-1998	Yates et al.			
		5,836,311		11-17-1998	Borst et al.			
		5,839,639		11-24-1998	Sauer et al.			
		5,860,581		01-19-1999	Robertson et al.			
		5,861,036		01-19-1999	Godin			
		5,868,760		02-09-1999	McGuckin, Jr.			
		5,876,448		03-02-1999	Thompson et al.			
		5,888,196		03-20-1999	Bonutti			
		5,904,147		05-18-1999	Conlan et al.			
		5,906,625		05-25-1999	Bito et al.			
		5,910,149		06-18-1999	Kuzmak			
		5,921,993		07-13-1999	Yoon			
		5,927,284		07-27-1999	Borst et al.			
FOREIGN PATENT DOCUMENTS								
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		Office ³	Number ⁴	Kind ⁵ (if known)				
		JP	63302863	A	12-09-1988	Olympus Optical Co Ltd		
		JP	01049572	A	02-27-1989	Olympus Optical Co Ltd		
		JP	04297219		10-21-1992	Norikazu Hattori		
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		Number	Kind Code ² (if known)						
		5,935,107		08-10-1999	Taylor et al.				
		5,938,669		08-17-1999	Klaiber et al.				
		5,972,002		10-26-1999	Bark et al.				
		5,980,537		11-09-1999	Ouchi				
		5,993,464		11-30-1999	Knodel				
		5,993,473		11-30-1999	Chan et al.				
		6,015,378		01-18-2000	Borst et al.				
		6,030,364		02-29-2000	Durgin et al.				
		6,030,392		02-29-2000	Dakov				
		6,044,847		04-04-2000	Carter et al.				
		6,074,343		06-13-2000	Nathanson et al.				
		6,083,241		07-04-2000	Longo et al.				
		6,086,600		07-11-2000	Kortenbach				
		6,119,913		09-19-2000	Adams et al.				
		6,120,513		09-19-2000	Bailey et al.				
		6,136,006		10-24-2000	Johnson et al.				
FOREIGN PATENT DOCUMENTS									
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		Number	Kind Code ² (if known)					
		6,159,195		12-12-2000	Ha et al.			
		6,179,022		03-06-2001	Baker			
		6,186,942 B1		02-13-2001	Sullivan et al.			
		6,186,985 B1		02-13-2001	Snow			
		6,206,822 B1		03-27-2001	Foley et al.			
		6,206,893 B1		03-27-2001	Klein et al.			
		6,224,614 B1		05-01-2001	Yoon			
		6,248,058 B1		06-19-2001	Silverman et al.			
		6,273,897 B1		08-14-2001	Dalessandro et al.			
		6,279,809 B1		08-28-2001	Nicolo			
		6,290,674 B1		09-18-2001	Roue et al.			
		6,293,923 B1		09-25-2001	Yachia et al.			
		6,302,917 B1		10-16-2001	Dua et al.			
		6,312,437 B1		11-06-2001	Kortenbach			
		6,338,345 B1		01-15-2002	Johnson et al.			
FOREIGN PATENT DOCUMENTS								
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		Number	Kind Code ² (if known)					
		6,352,543 B1		03-05-2002	Cole			
		6,358,197 B1		03-19-2002	Silverman et al.			
		6,379,366 B1		04-30-2002	Fleischmann et al.			
		6,387,104 B1		05-14-2002	Pugsley, Jr. et al.			
		6,398,795 B1		06-04-2002	McAlister et al.			
		6,416,535 B1		07-09-2002	Lazarus			
		6,423,087 B1		07-23-2002	Sawada			
		6,432,040 B1		08-13-2002	Meah			
		6,460,543 B1		10-08-2002	Forsell			
		6,475,136 B1		11-05-2002	Forsell			
		6,491,707 B2		12-10-2002	Makower et al.			
		6,535,764 B2		03-18-2003	Imran et al.			
		6,540,789 B1		04-01-2003	Silverman et al.			
		6,551,310 B1		04-22-2003	Ganz et al.			
		6,554,844 B2		04-29-2003	Lee et al.			
		6,561,969		08-16-2001	Frazier et al.			
		6,572,629		06-03-2003	Kaloo et al.			
		6,592,596 B1		07-15-2003	Geitz			
		6,605,037 B1		08-12-2003	Moll et al.			
		6,626,899		09-30-2003	Houser et al.			
		6,632,227 B2		10-14-2003	Adams			
		6,663,598 B1		12-16-2003	Carrillo, Jr. et al.			
FOREIGN PATENT DOCUMENTS								
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		Number	Kind Code ³ (if known)					
		6,663,639 B1		12-16-2003	Laufer et al.			
		6,663,640 B2		12-16-2003	Kortenbach			
		6,675,809 B2		01-13-2004	Stack et al.			
		6,682,520 B2		01-27-2004	Ingenito			
		6,689,062 B1		02-10-2004	Mesallum			
		6,692,485 B1		02-17-2004	Brock et al.			
		6,716,222 B2		04-06-2004	McAlister et al.			
		6,733,512 B2		05-11-2004	McGhan			
		6,736,822 B2		05-18-2004	McClellan et al.			
		6,740,098 B2		05-25-2004	Abrams et al.			
		6,740,121 B2		05-25-2004	Geitz			
		6,746,489 B2		06-08-2004	Dua et al.			
		6,754,536 B2		06-22-2004	Swoyer et al.			
		6,755,849 B1		06-29-2004	Gowda et al.			
		6,755,869 B2		06-29-2004	Geitz			
		6,756,364 B2		06-29-2004	Barbier et al.			
		6,764,518 B2		07-20-2004	Godin			
		6,773,440 B2		08-10-2004	Gannoe et al.			
		6,786,898		09-07-2004	Guenst			
		6,790,214 B2		09-14-2004	Kraemer et al.			
		6,802,868 B2		10-12-2004	Silverman et al.			
		6,821,285 B2		11-23-2004	Laufer et al.			
		6,835,199 B2		12-28-2004	McGuckin, Jr. et al.			
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		Number	Kind Code ² (if known)					
		6,837,848		07-15-2004	Bonner et al.			
		6,840,423 B2		01-11-2005	Adams et al.			
		6,845,776 B2		01-25-2005	Stack et al.			
		6,896,682 B2		05-24-2005	McClellan et al.			
		6,926,722 B2		08-09-2005	Geitz			
		6,966,919 B2		11-22-2005	Sixto, Jr., et al.			
		6,981,978 B2		01- -2006	Gannoe			
		6,991,643 B2		01-31-2006	Saadat			
		7,020,531 B2		03-28-2006	Colliou et al.			
		7,025,791 B2		04-11-2006	Levine et al.			
		7,033,378 B2		04-25-2006	Smith et al.			
		7,083,630 B2		08-01-2006	DeVries et al.			
		7,087,011 B2		08-08-2006	Cabiri et al.			
		7,037,343		05-02-2006	Imran			
		7,037,344		05-02-2006	Kagan et al.			
		7,063,715		06-20-2006	Onuki et al.			
		7,097,650 B2		08-29-2006	Weller et al.			
FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T ⁶
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		Number	Kind Code ² (if known)					
		2001/0014800 A1		08-16-2001	Frazier et al.			
		2001/0020190 A1		09-06-2001	Taylor			
		2001/0037127 A1		11-01-2001	De Hoyos Garza			
		2002/0022851 A1		02/21/2002	Kaloo et al.			
		2002/0035361 A1		03-21-2002	Houser et al.			
		2002/0047036 A1		04-25-2002	Sullivan et al.			
		2002/0058967 A1		05-16-2002	Jervis			
		2002/0077661 A1		06-20-2002	Saadat			
		2002/0165589 A1		11-07-2002	Imran et al.			
		2002/0183768 A1		12-05-2002	Deem et al.			
		2003/0040804 A1		02/27/2003	Stack et al.			
		2003/004/0808 A1		02/27/2003	Stack et al.			
		2003/0065340 A1		04-03-2003	Geitz			
		2003/0109931 A1		06-12-2003	Geitz			
		2003/0109935 A1		06-12-2003	Geitz			
		2003/0120285 A1		06-26-2003	Kortenbach			
FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³	Number ⁴	Kind ² (if known)				
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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known				
Sheet		14		of		20		
Application Number		10/729,622						
Filing Date		December 5, 2003						
First Named Inventor		Deem et al.						
Art Unit		3734						
Examiner Name		Michael T. Andersen						
Attorney Docket Number		SATY-69233						
U.S. PATENT DOCUMENTS								
Examiner Initials*	Cite No ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
		Number	Kind Code ² (if known)					
		2003/0132267 A1		07-17-2003	Adams et al.			
		2003/0158601 A1		08-21-2003	Silverman et al.			
		2003/0171760 A1		09-11-2003	Gambale			
		2003/0208209 A1		11-06-2003	Gambale et al.			
		2003/0225312 A1		12-04-2003	Suzuki et al.			
		2004/0009224 A1		01-15-2004	Miller			
		2004/0006351 A1		01-08-2004	Gannoe et al.			
		2004/0010271 A1		01-15-2004	Kortenbach			
		2004/0037865 A1		02-26-2004	Miller			
		2004/0039452 A1		02-26-2004	Bessler			
		2004/0049209 A1		03-11-2004	Benchetrit			
		2004/0059349 A1		03-25-2004	Sixto, Jr. et al.			
		2004/0059354 A1		03-25-2004	Smith et al.			
		2004/0059358 A1		03-25-2004	Kortenbach et al.			
		2004/0082963 A1		04-29-2004	Gannoe et al.			
		2004/0087977 A1		05-06-2004	Nolan et al.			
		2004/0089313 A1		05-13-2004	Uitley et al.			
		2004/0092892 A1		05-13-2004	Kagan et al.			
		2004/0097989 A1		05-20-2004	Molina Trigueros			
		2004/0107004 A1		06-03-2004	Levine et al.			
		2004/0116949 A1		06-17-2004	Ewers et al.			
		2004/0122456 A1		06-24-2004	Saadat et al.			
FOREIGN PATENT DOCUMENTS								
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		2004/0122473 A1		06-24-2004	Ewers et al.			
		2004/0122526 A1		06-24-2004	Imran			
		2004/0133147 A1		07-08-2004	Woo			
		2004/0133238 A1		07-08-2004	Cerier			
		2004/0138525 A1		07-15-2004	Saadat			
		2004/0138526 A1		07-15-2004	Guenst			
		2004/0138529 A1		07-15-2004	Wiltshire et al.			
		2004/0138531 A1		07-15-2004	Bonner et al.			
		2004/0138682 A1		07-15-2004	Onuki et al.			
		2004/0147958 A1		07-29-2004	Lam et al.			
		2004/0148021 A1		07-29-2004	Cartledge et al.			
		2004/0148034 A1		07-29-2004	Kagan et al.			
		2004/0158331 A1		08-12-2004	Stack et al.			
		2004/0167546 A1		08-26-2004	Saadat et al.			
		2004/0172141 A1		09-02-2004	Stack et al.			
		2004/0181242 A1		09-16-2004	Stack et al.			
		2004/0193190 A1		09-30-2004	Liddicoat et al.			
		2004/0210243 A1		10-21-2004	Gannoe et al.			
		2004/0225194 A1		11-11-2004	Smith et al.			
		2004/0225305 A1		11-11-2004	Ewers et al.			
		2005/0049718 A1		03-03-2005	Dann et al.			
		2005/0055038 A1		03-10-2005	Kelleher et al.			
		2005/0055039 A1		03-10-2005	Burnett et al.			
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Application Number		10/729,622					
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First Named Inventor		Deem et al.					
Art Unit		3734					
Examiner Name		Michael T. Andersen					
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		Number	Kind Code ² (if known)			
		2005/0075622 A1		04-07-2005	Levine et al.	
		2005/0075653 A1		04-07-2005	Saadat et al.	
		2005/0080444 A1		04-14-2005	Kraemer et al.	
		2005/0085787 A1		04-21-2005	Laufer	
		2005/0096750 A1		05-05-2005	Kagan et al.	
		2005/0119671 A1		06-02-2005	Reydel et al.	
		2005/0143760 A1		06-30-2005	Imran	
		2005/0148818 A1		07-07-2005	Mesallum	
		2005/0149067 A1		07-07-2005	Takemoto et al.	
		2005/0149114 A1		07-07-2005	Cartledge et al.	
		2005/0177176 A1		08-11-2005	Gerbi et al.	
		2005/0194038 A1		09-08-2005	Brabec et al.	
		2005/0194294 A1		09-08-2005	Oexle et al.	
		2005/0194312 A1		09-08-2005	Niemeyer et al.	
		2005/0195925 A1		09-08-2005	Traber	
		2005/0195944 A1		09-08-2005	Bartels et al.	
		2005/0196356 A1		09-08-2005	Leinen et al.	
		2005/0197540 A1		09-08-2005	Liedtke	
		2005/0197622 A1		09-08-2005	Blumenthal et al.	
		2005/0197684 A1		09-08-2005	Koch	
		2005/0198476 A1		09-08-2005	Gazsi et al.	

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Application Number	10/729,622
				Filing Date	December 5, 2003
				First Named Inventor	Deem et al.
				Group Art Unit	3734
				Examiner Name	Michael T. Andersen
Sheet	18	of	20	Attorney Docket Number	SATTY-69233
OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No ¹ .	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.			T ²
		Benjamin, S.B.; et al., <i>A Double-Blind Cross Over Study of the Garren-Edwards anti-Obesity Bubblem</i> Abstract Submitted to A/S/G/E/ 1987, Georgetown University Hospital and Fairfax Hospital, Washington, D.C. and Fairfax, VA			
		Benjamin, S.B., <i>Small Bowel Obstruction and the Garren-Edwards Bubble, Lessons to be Learned?</i> Abstracts Submitted to A/S/G/E/ 1987, Division of Gastroenterology, Department of Medicine, Georgetown University Hospital, Washington, D.C.,			
		Boyle, Thomas M., M.D., et al., <i>Small Intestinal Obstruction Secondary to Obturation by a Garren Gastric Bubble</i> , <i>The American Journal of Gastroenterology</i> , Vol. 82, No. 1, pp. 51-53, 1987			
		Büchler, M.W., M.D. et al., <i>A Technique For Gastropasty As A Substitute For The Esophagus: Fundus Rotation Gastropasty</i> , <i>Journal Of The American College Of Surgeons</i> , Vol. 182, pp.241-245, March 1996			
		Cass, O.W., et al., <i>Long-Term Follow-Up of Patients With Percutaneous Endoscopic Gastrostomy (PEG)</i> , Abstracts Submitted to A/S/G/E/ 1987, Department of Medicine, Hennepin County Medical Center, Minneapolis, MN 55415			
		Chang, Craig G. M.D. ¹ , et al., <i>Gastro-Clip® Gastropasty: A Very Long-Term Complication</i> , <i>Obesity Surgery</i> , 14, © FD-Communications Inc., 2004			
		Clark, Charlene, R.N., <i>The Gastric Bubble: Medicine, Magic or Mania?</i> <i>SGA Journal</i> , Vol. 9, No. 2, pp. 45-47, Fall 1986			
		De Waele, B., M.D., et al., <i>Intragastric Balloons for Preoperative Weight Reduction</i> , <i>Obesity Surgery</i> , Vol. 10, pp. 58-60, 2000			
		Edell, Steven L., et al., <i>Radiographic Evaluation of the Garren Gastric Bubble</i> , <i>American Journal of Radiology</i> , Vol. 145, pp. 49-50, July 1985			
		Endo Gia* Universal, Single UseStapler and Endo GIA Roticulator*, Brochure, 8 pages, Undated			
		Filipi, Charles J. M.D., et al., <i>Transoral, Flexible Endoscopic Suturing For Treatment Of GERD: A Multicenter Trial</i> , <i>Gastrointestinal Endoscopy</i> , Vol. 53, No. 4, pp. 416-422, 2001			
		Gray, Henry, R.R.S., <i>Anatomy of the Human Body, The Digestive System</i> , Thirtieth American Edition, pp. 1466-1467 (Undated)			
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				Group Art Unit	3734
				Examiner Name	Michael T. Andersen
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Sheet	19	of	20		
OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS					
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		Guidant, Internet, AXIUS™ VACUUM 2 Stabilizer Systems, Internet Website - www.guidant.com/products/axius_vacuum.shtml , 8 pages, visited May 27, 2003			
		Gukovsky-Reicher, S., M.D. et al., <i>Expandable Metal Esophageal Stents: Efficacy and Safety. Review of Current Literature Data and of 53 Stents Placed at Harbor-UCLA Medical Center</i> , www.medscape.com/viewarticle/423508_print pages 1-20, Medscape General Medicine 4(1), 2003 ©2002 Medscape, downloaded October 9, 2006			
		Hepworth, Clive C. FRCS et al., <i>Mechanical Endoscopic Methods Of Haemostasis For Bleeding Peptic Ulcers: A Review</i> , <i>Bailliere's Clinical Gastroenterology</i> , Vol. 14, No. 3 pp. 467-476, 2000			
		Ikeda, Y. et al., <i>New Suturing Device For Transanal Endoscopic Microsurgery</i> , <i>Blackwell Science Ltd.</i> p. 1290, 1997			
		Johnson & Johnson Gateway™ Endopath 3mm, 5mm and 10 mm Diameter Endoscopic Instruments, Internet Website - www.inigateway.com/home.ihtml?loc=USENG&page=viewContent&parentId=0900... , 3 pages, visited May 29, 2003			
		Kirby, Donald F., <i>Incomplete Small Bowel Obstruction by the Garren-Edwards Gastric Bubble Necessitating Surgical Intervention</i> , <i>The American Journal of Gastroenterology</i> , Vol. 82, No. 3, pp. 251-253, 1987			
		Nieben, Ole Gyiring, et al., <i>Intragastric Balloon as an Artificial Bezoar for Treatment of Obesity</i> , <i>The Lancet</i> , pp. 198-199, January 23, 1982			
		Percival, Walter L., M.D., <i>"The Balloon Diet": A Noninvasive Treatment for Morbid Obesity. Preliminary Report of 1908 Patients</i> , <i>The Canadian Journal of Surgery</i> , Vol. 27, No. 2, pp. 135-136			
		Power Medical Interventions Digital and Wireless Medical Technology, Product Innovation: SurgASSIST™, Internet Website - www.pmi2.com/access_flexibility.asp , 6 pages, visited May 29, 2003			
		Snowden Pencer, Diamon-Flex Angled Snake Retractor (class 1, 878.4800), Appendix F.f, Undated			
		Stoltenberg, P.H., et al., <i>Intragastric Balloon Therapy of Obesity: A Randomized Double-Blind Trial</i> , Abstracts of Papers 1985, Scott & White Clinic, Texas A&M College of Medicine, Temple, Texas			
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Examiner Initials*	Cite No ¹ .	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.				T ²
		Swain, C. Paul, M.D. et al., <i>An Endoscopic Sewing Machine</i> , <u>Gastrointestinal Endoscopy</u> , Vol. 32, No. 1 pp 36-38 1986				
		Swain, C. Paul, M.D., <i>Endoscopic Sewing And Stapling Machines</i> , <u>Endoscopy</u> pp. 205-210, © Georg Thieme Verlag Stuttgart, New York, 1997				
		Swain, C. Paul, M.D. et al., <i>An Endoscopic Stapling Device: The Development Of A New Flexible Endoscopically Controlled Device For Placing Multiple Transmural Staples In Gastrointestinal Tissue</i> , <u>Gastrointestinal Endoscopy</u> , Vol. 35, No. 4, pp. 338-339, 1989				
		Swain, C. Paul, M.D., <i>Endoscopic Suturing</i> , <u>Bailliere's Clinical Gastroenterology</u> , Bailliere's Tindall,, Vol. 13 No. 1, pp 97-108, 1999				
		Taylor, T. Vincent, et al., <i>Gastric Balloons for Obesity</i> , <u>The Lancet</u> , Abstract, March 27, 1982				
		Vandenplas, Y., et al., <i>Intragastric Balloons in Adolescents With Morbid Obesity</i> , <u>European Journal of Gastroenterology & Hepatology</u> , Vol. 11, No. 3, pp. 243-245, 1999				
		Wullstein, C., et al., <i>Compression Anastomosis (AKA-2) in Colorectal Surgery: Results in 442 Consecutive Patients</i> , <u>British Journal of Surgery</u> 2000, pp. 1071-1075				
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